

(2) Financial Status Report (SF-269) or Outlay Report and Request for Reimbursement for Construction Programs (SF-271);

(3) Final Request for Payment (SF-270);

(4) Patent disclosure (if applicable);

(5) Federally-owned Property Report (if applicable)

(c) If the project is completed, within 90 days after the expiration or termination of the grant, the State shall complete a full inspection of all construction work completed under the grant and submit a report to FRA. If the project is not completed, the State shall submit a report detailing why the project was not completed.

(d) FRA will review all close-out information submitted, and adjust payments as necessary. If FRA determines that the State is owed additional funds, FRA will promptly make payment to the State for any unreimbursed allowable costs. If the State has received more funds than the total allowable costs, the State must immediately refund to the FRA any balance of unencumbered cash advanced that is not authorized to be retained for use on other grants.

(e) FRA will notify the State in writing that the grant has been closed out.

## **PART 264—ENVIRONMENTAL IMPACT AND RELATED PROCEDURES**

**AUTHORITY:** 42 U.S.C. 4321 *et seq.*; 49 U.S.C. 303; 23 U.S.C. 139, 327, 330; 40 CFR parts 1500–1508; 49 CFR 1.81; Pub. L. 112–141, 126 Stat. 405, Section 1319; and Pub. L. 114–94, 129 Stat. 1312, Sections 1309, 1432, 11502, and 11503.

**SOURCE:** 79 FR 55403, Sept. 16, 2014, unless otherwise noted.

### **§ 264.101 Cross reference to environmental impact and related procedures.**

The procedures for complying with the National Environmental Policy Act of 1969, as amended (42 U.S.C. 4321 *et seq.*), and related statutes, regulations, and orders are set forth in part 771 of title 23 of the Code of Federal Regulations. The procedures for complying with 49 U.S.C. 303, commonly known as “Section 4(f),” are set forth in part 774 of title 23 of the Code of Federal Regu-

lations. The procedures for complying with the Surface Transportation Project Delivery Program application requirements and termination are set forth in part 773 of title 23 of the CFR. The procedures for participating in and complying with the program for eliminating duplication of environmental reviews are set forth in part 778 of title 23 of the CFR.

[85 FR 84228, Dec. 28, 2020]

## **PART 266—ASSISTANCE TO STATES FOR LOCAL RAIL SERVICE UNDER SECTION 5 OF THE DEPARTMENT OF TRANSPORTATION ACT**

**Sec.**

266.1 Definitions.

266.3 Rail Service Assistance Program.

266.5 State eligibility.

266.7 Project eligibility.

266.9 Federal/State share.

266.11 Allowable costs.

266.13 Distribution of funds.

266.15 Requirements for State Rail Plan.

266.17 Applications.

266.19 Environmental impact.

266.21 Grant agreement and disbursement.

266.23 Record, audit, and examination.

266.25 Waivers and modifications.

**AUTHORITY:** Sec. 5 of the Department of Transportation Act (49 U.S.C. 1654), as amended by the Local Rail Service Assistance Act of 1978, Pub. L. 95–607, 92 Stat. 3059.

**SOURCE:** 44 FR 51129, Aug. 30, 1979, unless otherwise noted.

### **§ 266.1 Definitions.**

As used in this part:

*Acquisition assistance* means funds granted to a State under section 5(f)(2) of the Department of Transportation Act (49 U.S.C. 1654(f)(2)) to cover the cost of acquiring by purchase, lease, or in such other manner as the State considers appropriate, a line of railroad or other rail properties, or any interest therein for existing or future rail freight service.

*Act* means the Department of Transportation Act (49 U.S.C. 1650 *et seq.*).

*Administrator* means the Administrator of the Federal Railroad Administration or the Administrator’s delegate.

*Cash* means an outlay of funds.